

FILED
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U.S. DISTRICT COURT E.D.N.Y.
★ FEB 09 2011 ★

UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF NEW YORK

-----X
ANTHONY A. OGNITA, on behalf of himself
and other similarly situated,

Plaintiff,

-against-

PREMIER HEALTH SERVICES, INC.,
RECREATIONAL SERVICES FOR THE
ELDERLY, INC. and HELEN SIEGER,

Defendants.
-----X

Docket No.: 10-CV-1902
(RRM) (MDG)

BROOKLYN OFFICE

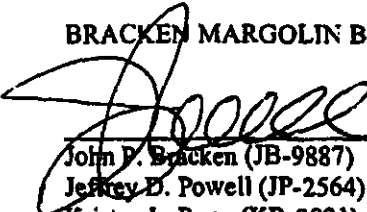
**STIPULATION DISMISSING
ACTION WITH PREJUDICE**

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, that
whereas no party hereto is an infant, incompetent person for whom a committee has been appointed
or conservatee, the above entitled action be, and the same hereby is dismissed with prejudice as
against RECREATIONAL SERVICES FOR THE ELDERLY, INC., without costs to either party as
against the other. This stipulation may be filed without further notice with the Clerk of the Court.

This Stipulation may be signed by facsimile signatures and in counterparts, which shall be
deemed the same as a signed original.

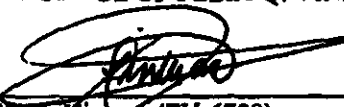
Dated: Islandia, New York
January 13, 2011

BRACKEN MARGOLIN BESUNDER, LLP


John P. Bracken (JB-9887)
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Dated: New York, New York
January 7, 2011

LAW OFFICE OF FELIX Q. VINLUAN


Felix Q. Vinluan (FV-6788)
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(212) 643-2692*

SO ORDERED

s/Roslynn Mauskopf *01505 2/4/11*